

OUTGOING
TELEGRAM

INDICATE: COLLECT
 CHARGE TO

Department of State
UNCLASSIFIED

Berlin
1959 MAR 31 PM 7 42



15625

SENT TO: AMEMBASSY BONN PRIORITY 2293

55-52 RPTD INFO: USBER BERLIN 660
Origin
EUR AMEMBASSY LONDON 8689
Info AMEMBASSY MOSCOW 1577
RMR AMEMBASSY PARIS 3642
USAFE
USAREUR

SS PARIS PASS USCINCEUR THURSTON AND WEST
W Berlin's
G Year 829
SP
C
L
INR Department desires opportunity comment on draft of reply
H Embassy proposes make to Soviet protest re high altitude
WMSC flights.
E
IRC
GIA
OSD
ARAY
NAVY
AIR

Believe Embassy will wish consider including following points in reply:

1. Rejection of Soviet protest.
2. Restatement of our right fly above 10,000 feet.
3. Reference to earlier statements to Soviet BASC controller on this subject.
4. Statement that technological developments now require use of higher altitudes and that we propose use them

Drafted by:

Telegraphic transmission and

classification approved by Foy D. Kohler

Clarescence The Acting Secretary
(all in)G - Mr. Murphy
(draft) GER - Mr. Vigderman
AV - Mr. Van Oss

L/EUR - Mr. Kearney
OSD/ISA - Mr. Irwin

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By *[Signature]* NLE Date 3/16/77

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whenever operational need exists.

5. Statement emphasizing importance of and mutual interest in assuring safety of flight.

6. Complaint re Soviet failure co-operate in established procedures to assure safety of flight in this instance; specifically :

(a) Rejection of Sovi. t controller's contention all altitudes above 10,000 feet ~~are~~ used by Soviet aircraft as patently absurd;

(b) Reminder that since aircraft flying under visual flight rules only to safety danger/~~to~~ of flight arose as result of deliberate harassment of C-130 by Soviet aircraft, about which protest already made.

7. Re Soviet controller's mention of need for agreement for flights above 10,000 feet, US controller might make comment orally when delivering written protest that adequate agreementre rules of flight in corridors and control zone (DAIR P(45)71 - Second Revise) already exists and that this agreement does not establish upper limit for corridor flights.

HERTER

ACTING

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